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UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

KHALID HASAN KHAN,

Plaintiff,

v.

CAROLYN W. COLVIN<sup>1</sup>,  
Acting Commissioner of Social Security,  
Defendant.

Case No: 2:13-cv-01173-GMN-PAL

**UNOPPOSED MOTION FOR  
EXTENSION OF TIME FOR  
DEFENDANT TO RESPOND TO  
PLAINTIFF'S COMPLAINT  
(SECOND REQUEST)**

Defendant Carolyn W. Colvin, Acting Commissioner of Social Security (Commissioner), hereby requests a thirty (30) day extension of time to respond to Plaintiff's Complaint (Dkt. 1). Defendant's response is due for filing on October 28, 2013.

This is Defendant's second request for an extension. Defendant has investigated this matter and requested the files necessary to respond to the Complaint. The agency maintains some files in paper form, and there was some delay in obtaining them from other agency offices. Other files were available for viewing, but not downloading, due to temporary technical problems with the agency's

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<sup>1</sup> Carolyn W. Colvin became the Acting Commissioner of Social Security on February 14, 2013. Pursuant to Rule 25(d) of the Federal Rules of Civil Procedure, Carolyn W. Colvin should be substituted for Michael J. Astrue as the defendant in this suit. No further action need be taken to continue this suit by reason of the last sentence of section 205(g) of the Social Security Act, 42 U.S.C. § 405(g).

1 databases. Further, delays in completing the investigation were compounded by the sixteen-day  
2 shutdown of the federal government, causing the furlough of agency counsel assigned to this matter.  
3 Defendant apologizes for the delay caused by these issues and expects that it will be able to respond to  
4 the Complaint with an additional thirty days, or by November 27, 2013.

5 On October 24, 2013, agency counsel Ellinor Coder contacted Plaintiff's counsel, Paul S.  
6 Padda, by telephone regarding this matter. Mr. Padda stated that Plaintiff did not oppose the  
7 Commissioner's request for a thirty day extension.

8 Respectfully submitted this 25th day of October 2013.

9 DANIEL G. BOGDEN  
10 United States Attorney

11 /s/ Carlos A. Gonzalez  
12 CARLOS A. GONZALEZ  
13 Assistant United States Attorney

14 OF COUNSEL:

15 DONNA L. CALVERT  
16 Acting Regional Chief Counsel, Region IX

17 ELLINOR CODER  
18 Assistant Regional Counsel  
19 Social Security Administration  
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1 UNITED STATES DISTRICT COURT  
2 DISTRICT OF NEVADA

3 KHALID HASAN KHAN, )

4 Plaintiff, )

5 v. )

6 CAROLYN W. COLVIN<sup>1</sup>, )  
Acting Commissioner of Social Security, )

7 Defendant. )  
8 )  
9 )

Case No.: 2:13-cv-01173-GMN-PAL

**[PROPOSED] ORDER**

10 Based upon Defendant's Unopposed Motion for Extension of Time for Defendant to Respond  
11 to Plaintiff's Complaint, and for good cause shown, **IT IS ORDERED** that Defendant shall have until  
12 November 27, 2013, to respond to Plaintiff's Complaint.  
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17 IT IS SO ORDERED:

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19 UNITED STATES DISTRICT JUDGE  
UNITED STATES MAGISTRATE JUDGE

20 DATED: October 30, 2013  
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22  
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24 <sup>1</sup> Carolyn W. Colvin became the Acting Commissioner of Social Security on February 14, 2013.  
25 Pursuant to Rule 25(d) of the Federal Rules of Civil Procedure, Carolyn W. Colvin should be  
26 substituted for Michael J. Astrue as the defendant in this suit. No further action need be taken to  
continue this suit by reason of the last sentence of section 205(g) of the Social Security Act, 42 U.S.C.  
§ 405(g).